

**SUPREME COURT MINUTES
MONDAY, APRIL 7, 2003
SAN FRANCISCO, CALIFORNIA**

S091297

A086982 First Appellate District,
Division Four

SMALL v. FRITZ COMPANIES

Opinion filed: Judgment reversed and remanded.

Majority Opinion by Kennard, J.
--- joined by George CJ., Werdegarr &
Moreno, JJ.
Concurring Opinion by Kennard, J.
Concurring Opinion by Baxter, J.
Concurring and Dissenting Opinion by
Brown, J.,
--- joined by Chin, J.

S099339

A087846 First Appellate District,
A088589 Division Four

**BONANNO v. CENTRAL CONTRA COSTA
TRANSIT AUTHORITY**

Opinion filed: Judgment affirmed in full

Majority Opinion by Werdegarr, J.
--- joined by George, C.J., Kennard, Chin &
Moreno JJ.
Dissenting Opinion by Baxter, J.
Dissenting Opinion by Brown, J.

S109520

A095878 First Appellate District,
Division Four

T. (ELDRIDGE), IN RE

Extension of time granted

Respondent's time to serve and file the reply
brief and response to the judicial notice
motion is extended to and including May 6,
2003.

S018815**PEOPLE v. GURULE (RAYMOND ANTHONY)**

Order filed appointing counsel - Habeas Corpus
Resource Center

The order appointing Michael G. Millman,
Executive Director of the California Appellate
Project, to serve as interim habeas
corpus/executive clemency counsel of record
for condemned prisoner Raymond Anthony
Gurule, filed July 24, 2002, is hereby vacated.

The Habeas Corpus Resource Center is
hereby appointed attorney of record for

condemned prisoner Raymond Anthony Gurule. Counsel is appointed for purposes of all postconviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

Any "petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed. . . within 24 months" of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std.1-1.1), and it will be presumed that any successive petition filed within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of prior habeas corpus counsel's declaration, in support of her motions withdraw, to the effect that she was unable to discharge her duty to investigate and, if appropriate, present a habeas corpus petition on Gurule's behalf.

S046117

PEOPLE v. JONES (ERNEST)
Order filed

The finality of the opinion in the above-entitled matter is hereby extended to and including 5/16/2003.

S107782

WELCH (DAVID E.) ON H.C.
Order filed

Petitioner's application for leave to file supplemental exhibit is granted.

B158548 Second Appellate District,

MERCEDES BENZ CREDIT v. HASSAN
MARZBAN et al.

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Five to Division Six.